

1 NICHOLAS A. TRUTANICH
2 United States Attorney
3 District of Nevada
4 Nevada Bar No. 13644

5 PATRICK A. ROSE
6 Assistant United States Attorney
7 Nevada Bar No. 5109
8 501 Las Vegas Blvd. So., Suite 1100
9 Las Vegas, Nevada 89101
10 (702) 388-6336
11 Patrick Rose@usdoj.gov

12 *Attorneys for Federal Defendant*

13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

Faith Brown, an individual,

Plaintiff,

v.

Robert L. Wilkie, Secretary of Veterans
Affairs,

Defendant.

Case No: 2:19-cv-00976-GMN-NJK

**Joint Status Report Regarding
Settlement and Dismissal**

The parties reached a tentative settlement at the second round of the ENE on January 2, 2020. *See* ECF No. 22.

By January 17, 2020, Defendant's counsel received the necessary approvals and sent a settlement agreement to Plaintiff's counsel. For payment of a settlement amount from the government's Judgment Fund, Defendant's counsel must submit to the Judgment Fund a signed settlement agreement, along with other forms and information including payment method (such as Electronic Funds Transfer information for the payee bank account).

The Court held a telephonic status conference on February 3, 2020, and directed the parties to file a stipulated dismissal with prejudice by April 3, 2020. *See* ECF No. 23.

1 On February 4, 2020, Defendant's counsel sent an email to Plaintiff's counsel to
2 follow up on obtaining the signed settlement agreement.

3 Plaintiff's counsel had some trouble obtaining the signed settlement agreement from
4 Plaintiff.

5 On March 23, 2020, Plaintiff's counsel provided Defendant's counsel with the
6 settlement agreement signed by the Plaintiff. Later that week, Defendant's counsel
7 submitted the signed settlement agreement and other necessary forms (with payee bank
8 information) to the Judgment Fund. Defendant's counsel sent a message to the Judgment
9 Fund inquiring about estimated processing time, given current work-load and any impacts
10 from the Coronavirus health crisis. As of the present filing, Defendant's counsel had not yet
11 received a reply from the Judgment Fund.

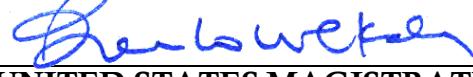
12 Upon the Judgment Fund's payment of the settlement amount to Plaintiff's
13 counsel's client-trust account, the parties will sign and file a stipulation for dismissal with
14 prejudice.

15 Accordingly, the parties request that the Court order in the next 45 days the filing of
16 a stipulation for dismissal with prejudice or, if one cannot be filed, a new status report
17 concerning the matter.

18 Dated this 3rd day of April 2020.

19 GUINNESS LAW FIRM <u>/s/ Guinness Ohazuriuke</u> GUINNESS OHAZURIKE 6845 W. Charleston Boulevard, #A Las Vegas, Nevada 89117 Attorney for Plaintiff	20 NICHOLAS A. TRUTANICH United States Attorney <u>/s/ Patrick Rose</u> PATRICK A. ROSE Assistant United States Attorney Attorneys for the United States
--	--

25 IT IS SO ORDERED:

26 
UNITED STATES MAGISTRATE JUDGE

27 DATED: 4/6/2020